

No. 60693

# **APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA**

Date of filing in State Engineer's Office DEC - 6 - 1994 NEW PRIORITY DATE: JUN 21 1999

Returned to applicant for correction \_\_\_\_\_

Corrected application filed \_\_\_\_\_

Map filed JUN 23 1993 under 47024The applicant Mark L. AndreasP. O. Box 631

Street and No. or P.O. Box No.

, of Ely

City or Town

Nevada 89301

State and Zip Code No.

\_\_\_\_\_, hereby make S application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.) \_\_\_\_\_

1. The source of the proposed appropriation is Underground Sources

Name of stream, lake, spring, underground or other source

2. The amount of water applied for is 0.5 cfs

One second-foot equals 448.83 gals. per min.

second-feet

(a) If stored in reservoir give number of acre-feet \_\_\_\_\_

3. The water to be used for Milling & Domestic

Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

(a) Irrigation, state number of acres to be irrigated \_\_\_\_\_

(b) Stockwater, state number and kinds of animals to be watered \_\_\_\_\_

(c) Other use (describe fully under No. 12. "Remarks") \_\_\_\_\_

(d) Power:

(1) Horsepower developed \_\_\_\_\_

(2) Point of return of water to stream \_\_\_\_\_

5. The water is to be diverted from its source at the following point in Lot 1 of Section 34, T.17N.,R.63E., M.D.B.&M., whence the North 1/4 Corner of said Section 34 bearsN.17° 35' 59" E., 3,876.43 feet distant.

Describe as being within a 40-acre subdivision of public

survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.

Lot 1 of Section 34, T.17N., R63E., M.D.B.&M.

6. Place of use \_\_\_\_\_

Describe by legal subdivision. If on unsurveyed land, it should be so stated.

7. Use will begin about January 1st and end about December 31st of each year.

Month and Day

Month and Day

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) The water will be pumped into a 50,000gallon storage tank and then piped to the proposed place of use.

State manner in which water is to be diverted, i.e. diversion structure, ditches and flumes, drilled well with pump and motor, etc.

\$35,000.00

9. Estimated cost of works.....  
1 month
10. Estimated time required to construct works.....  
If well completed, describe works.  
.....  
1 year
11. Estimated time required to complete the application of water to beneficial use.....

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:  
The applicant proposes to use the water for a custom milling operation with an estimated annual consumptive use of 118,000,000 gallons per calendar year. Please refer to the map submitted with permit number 47024.

s/Mark L. Andreas  
P.O. Box 631  
By Ely, NV 89301

Compared pm/ do jr/bk

Protested.....

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins, or before the Proof of Completion of Work is filed. This source is located within an area designated by the State Engineer, pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.  
(CONTINUED ON PAGE 2)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.5 cubic feet per second, but not to exceed 76.7 acre-feet annually.

- Work must be prosecuted with reasonable diligence and be completed on or before April 11, 1996
- Proof of completion of work shall be filed before May 11, 1996
- Application of water to beneficial use shall be filed on or before April 11, 1998
- Proof of the application of water to beneficial use shall be filed on or before May 11, 1998
- Map in support of proof of beneficial use shall be filed on or before N/A

Completion of work filed.....  
Proof of beneficial use filed.....  
Cultural map filed.....

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.  
State Engineer of Nevada, have hereunto set my hand and the seal of my  
office, this 11th day of April

A.D. 1995  
R. Michael Turnipseed, P.E.  
State Engineer

Certificate No. Issued

CANCELLED JUL 27 1999 BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT  
Can. rescinded 11-9-99  
(D)-2145 (Rev. 9-89)

(PERMIT TERMS CONTINUED)

This permit is issued under the preferred use provisions of NRS Chapter 534. The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

